

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

J.C. WHITNEY & CO., a Delaware corporation, d/b/a CarParts.com,)	
)	
)	
Plaintiff,)	
)	
)	
vs.)	Case No. 08-cv-03565
)	
U.S. AUTO PARTS NETWORK, INC., a Delaware corporation,)	Judge Samuel Der-Yeghiayan
)	
)	
Defendant.)	Magistrate Judge Nolan
)	

NOTICE OF MOTION

To: Mark E. Wiemelt
10 South LaSalle Street
Suite 3500
Chicago, Illinois 60603

PLEASE TAKE NOTICE that on **July 23, 2008 at 9:00 a.m.**, I shall appear before the Honorable Samuel Der-Yeghiayan in Room 1903 of the United States District Court, Northern District of Illinois, Eastern Division, and shall there and then present **Defendant's Agreed Motion for Extension of Time to File Responsive Pleading**, a copy of which has been filed with the Court's ECF System, and will be delivered to chambers in accordance with the Local Rule 5.2.

Respectfully submitted,

/s/Kelly Smith-Haley

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CERTIFICATE OF SERVICE

I hereby certify that on July 17, 2008, I caused a true and correct copy of the foregoing to be served upon the individuals listed above via ECF electronic delivery.

/s/Kelly Smith-Haley